

## CLASSIFICATION OFFICE DECISION

**Title of publication:** IMG\_6337.JPG

**Other known title(s):** Not stated

**OFLC ref:** 1900203.068

**Medium:** Image File

**Publisher:** Not stated

**Country of origin:** Not stated

**Language:** Not applicable

**Applicant:** Commissioner of Police

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| <b>Classification:</b> | Objectionable. |
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**Descriptive note:** None

**Display conditions:** None

**Date of entry in Register:** 22 July 2019

**Date of direction to issue a label:** No direction to issue a label has been issued

**Date of notice of decision:** 22 July 2019

### Summary of reasons for decision:

The publication is deemed objectionable because it promotes and supports the sexual exploitation of children and the use of violence to compel participation in or submission to sexual activity. The image depicts sexual activity between a young boy and an older male, with aspects of bondage and discipline. There is no alternate reading of the image other than it is intended for the sexual arousal of those with a prurient interest in children. It supports and encourages the notion that children are legitimate subjects for adult sexual arousal. This classification interferes with the right to freedom of expression as provided by the New Zealand Bill of rights Act 1990. However, the classification is consistent with Parliament's intention that publications falling under ss 3(2)(a) and s3(2)(b) of the FVPC Act are deemed objectionable. This is a reasonable limitation on the freedom of expression that reflects the concern of a free and democratic society to protect its young from exploitation and harm.